



Docket No. 20518/30 (QC-0108)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Peter Redinger Conf. No.: 6388
Application No.: 10/634,111 Group Art Unit: 3739
FILED: August 4, 2003 Examiner: Not Yet Assigned
FOR: *CATHETER DEVICE*

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop IDS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

By: Marilyn R. Bogus December 19, 2003
Marilyn R. Bogus Date

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS – No Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir;

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.



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I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- a. X **Submitted herewith is a legible copy of (i) each *U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.**

*** Waiver**

The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. *See* 37 CFR 1.491(b).

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

- a. X Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b. _____ A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. _____ The following additional information is provided for the Examiner's consideration:



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FEES

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)

(check one box)

- a. _____ within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1)). No fee or certification is required.
- b. _____ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee or certification is required.
- c. X before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):

(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a. _____ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

or

- b. X See the certification below. No fee is required.

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VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby certifies that

- a. _____ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- b. _____ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c. _____ some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

_____ please charge Deposit Account No. 50-0369 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.

 X No fee is required.

VII. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.704(d) (PATENT TERM
ADJUSTMENT)

Applies to original applications (other than design) filed on or after May 29, 2000

- a. Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- b. X Enclosed herewith is form PTO-1449.
- c. X Copies of four (4) cited references are enclosed.
- d. Copies of cited references are enclosed except those entered in prior application filed on to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]
- e. The listed references were cited in the enclosed International Search Report in a counterpart foreign application.
- f. X The "concise explanation" requirement (non-English references) for references FR 2 326 941 and EP 0 623 356 under 37 CFR 1.98(a)(3) is satisfied by:
- [] the explanation provided on the attached sheet.
- [] the explanation provided in the Specification.
- [X] submission of the enclosed International Search Report.
- [] the enclosed English language abstract.

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If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 50-0369.

Date: 12-19-2003

Respectfully submitted,



Mark S. Leonardo, Esq.

Registration No. 41,433

Customer No. 21710

Brown Rudnick Berlack Israels LLP

One Financial Center

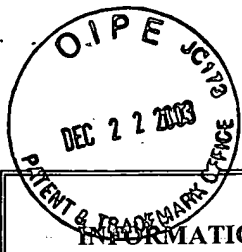
Boston, MA 02111

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Fax: (617) 856-8201



FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT				ATTY DOCKET NO. 20518/30 (QC-0108)	SERIAL NO. 10/634,111		
				APPLICANT(S): Peter Redinger			
				FILING DATE: August 4, 2003		ART UNIT: 3739	
UNITED STATES PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
		4,134,402	01/16/1979	Mahurkar	128	214 R	
		4,583,968	04/22/1986	Mahurkar	604	43	
		4,682,978	07/28/1987	Martin	604	43	
		4,675,004	06/23/1987	Hadford et al.	604	44	
		4,808,155	02/28/1989	Mahurkar	604	43	
		4,842,582	06/27/1989	Mahurkar	604	43	
		5,009,636	04/23/1991	Wortley et al.	604	43	
		5,209,723	05/11/1993	Twardowski et al.	604	43	
		5,403,291	04/04/1995	Abrahamson	604	280	
		5,464,398	11/07/1995	Haindl	604	280	
		5,569,182	10/29/1996	Twardowski et al.	604	43	
		5,685,867	11/11/1997	Twardowski et al.	604	280	
		5,858,009	01/12/1999	Jonkman	604	264	
		5,961,486	10/05/1999	Twardowski et al.	604	43	
		6,409,700	06/25/2002	Siegel, Jr. et al.	604	43	
		701,075	05/27/1902	McCully			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)							
Examiner:				Date:			



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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
		FR 2 326 941	May 6, 1977	France	A61M	1/03	N
		EP 0 623 356	November 9, 1994	EP	A61M	1/00	N
		WO 92/14500	September 3, 1992	PCT	A61M	5/158	Y
		WO 99/38550	August 5, 1999	PCT	A61M	3/00	Y
OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)							
Publication No. US 2002/0065492, McGuckin, Jr. et al., May 30, 1992							
Examiner:					Date:		